

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

JOHN DURRELL HOLCOMB,

Plaintiff,

No. CIV S-02-2417 LKK KJM P

vs.

HIGH DESERT STATE PRISON, et al.,

Defendants.

ORDER

_____/

Defendants' motion for enforcement of the parties' settlement agreement is before the court. More briefing is required before the court can resolve the motion. Therefore, IT IS HEREBY ORDERED that:

1. Within fifteen days, defendants shall file a brief addressing whether the settlement agreement referenced in their May 26, 2009 motion for enforcement is void because paragraph 8 of the agreement was crossed out by agreement of plaintiff's counsel and defendants' counsel after plaintiff signed the agreement and without plaintiff's consent; and

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1 2. Plaintiff may file a reply brief within twenty days of service of defendants'
2 brief.

3 DATED: September 24, 2009.

4 
5 U.S. MAGISTRATE JUDGE

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